IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

NOVEMBER, 1897.

Presented to both Houses of Parliament by Command of Her Majesty.

DUBLIN:
PRINTED FOR HER MAJESTY'S STATIONERY OFFICE
BY
ALEXANDER THOM & Co. (LIMITED),
And to be purchased, either directly or through any Bookseller, from
HODGES, FIGGIS, and Co., 104, Grafton-street, Dublin; or
EYRE and SPOTTISWOODE, East Harding-street, Fleet-street, E.C.; or
JOHN MENZIES and Co., 12, Hanover-street, Edinburgh, and 33 and 90, West Nile-street, Glasgow.

1897.

[C.—8,722.] *Price* 1½*d.*

Printed image digitised by the University of Southampton Library Digitisation Unit

Printed image digitised by the University of Southampton Library Digitisation Unit

IRISH LAND COMMISSION.

MONTH OF NOVEMBER, 1897.

Summary of Proceedings under "The Land Law Acts, up to the 30th day of November, 1897; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883–1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—Fair Rent.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1897,	189,826		Rents Fixed—		
Applications received in month of November, 1897,	277	190,103	By Chief Commission to 31st October, 1897,	4,354	
			„ in month of November, 1897,	—	4,354
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st October, 1897,	10,041				
Do. in month of Nov., 1897,	34	10,075	By Sub-Commissions to 31st October, 1897,	161,428	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Oct., 1897,	29,664		„ in month of November, 1897,	367	161,795
Applications received in month of November, 1897,	11	29,675			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st October, 1897,	1,066		Dismissed—		
Do. received in Nov., 1897,	4	1,070	To 31st October, 1897,	8,365	
			In month of November, 1897,	44	8,409
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st October, 1897,	1,429		Struck out—		
Do. in month of Nov., 1897,	4	1,433	To 31st October, 1897,	35,649	
			In month of November, 1897,	37	35,686
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st October, 1897,	280				
Do. in month of Nov., 1897,	14	294	Withdrawn†—		
			To 31st October, 1897,	14,700	
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st October, 1897,	20		In month of November, 1897,	27	14,727
Do. in month of Nov., 1897,	4	24			
Total,	—	232,674	Total disposed of,	—	224,971

* These cases are also included in Redemption of Rent, Table (IX.), page 7.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

Printed image digitised by the University of Southampton Library Digitisation Unit

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st October, 1897, ...	23,048		Rents Fixed— By Chief Commission to 31st October, 1897, . .	52	
Applications received in month of November, 1897, . . .	1,582	24,630	„ in month of November, 1897, . .	—	52
			By Sub-Commissions to 31st October, 1897, . .	6,512	
			„ in month of November, 1897, . . .	713	7,225
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st October, 1897, . .	1,178		Dismissed— To 31st October, 1897, . .	175	
Do. in month of November, 1897, . . .	237	1,415	In month of November, 1897, .	15	190
			Struck out— To 31st October, 1897, . .	1,509	
			In month of November, 1897, .	80	1,589
			Withdrawn*— To 31st October, 1897, .	285	
			In month of November, 1897, .	29	314
Total, . . .	—	26,045	Total disposed of, .	—	9,370

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st October, 1897, ...	120,043
Do., do. in month of November, 1897, ...	334
Total, ...	120,377

SECOND STATUTORY TERM.

Agreements out of Court, in form 45, fixing Fair Rent for a Second Statutory Term to 31st October, 1897, ...	2,611
Do., do., in month of November, 1897, . .	641
Total, ...	3,252

II.—Miscellaneous Originating Notices.†

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1897, . .	1,587		Number disposed of to 31st October, 1897, .	2,464
Applications received in month of November, 1897,	10	1,597	„ in month of November, 1897, .	20
Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st October, 1897, .	38			
Do. in month of November, 1897, . . .	—	38		
Applications by Leaseholders to be declared Tenants of present tenancies (Form 33) received to 31st October, 1897, . .	1,052			
Applications in month of November, 1897, . .	1	1,053		
Total, . . .	—	2,688	Total disposed of, . .	2,484

† The first notice of Application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of cases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

Printed image digitised by the University of Southampton Library Digitisation Unit

III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887,"—sec. 2).—Form 80.

Number of Applications received to 23rd February, 1888,*		55	Leases or Grants declared void to 31st Oct., 1897, .	22	
			„ in month of Nov., 1897, . .	—	22
			Applications dismissed or struck out to 31st Oct., 1897, . . .	30	
			„ in month of Nov., 1897, . . .	—	30
			Applications withdrawn or compromised to 31st Oct., 1897, .	3	
			„ in month of Nov., 1897, . .	—	3
Total .		55	Total disposed of, .	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—Applications by Middleman claiming to be entitled to surrender his Holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st Oct., 1897, .	17		Applications granted to 31st Oct., 1897, . . .	2	
„ in month of Nov., 1897, . . .	—	17	„ in month of Nov., 1897, . . .	—	2
„ Transferred from Civil Bill Courts to 31st October, 1897, .	3		Applications dismissed or struck out to 31st Oct., 1897, . . .	9	
„ in month of Nov., 1897, . . .	—		„ in month of Nov., 1897, . . .	—	9
		3	Applications withdrawn to 31st October, 1897, .	3	
			„ in month of Nov., 1897, . . .	—	3
Total, .	—	20	Total disposed of, .	—	14

V.—Proceedings under the Labourers (Ireland) Acts, 1883-1891.

Applications received to 31st October, 1897, ...		4,280	Rents fixed to 31st October, 1897,	3,775	
„ in November, 1897, .		—	„ in November, 1897,	4	3,779
			Applications dismissed, struck out, and withdrawn to 31st October, 1897, .	381	
			„ in November, 1897,	—	381
Total, ...		4,280	Total disposed of, .	—	4,160

Printed image digitised by the University of Southampton Library Digitisation Unit

VI.—Appeals re Fair Rents, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Oct., 1897.	46,880	Number heard to 31st Oct., 1897,	23,649	
" in month of November, 1897,	55	" in month of Nov., 1897, . .	17	23,666
		Number dismissed or struck out to 31st Oct., 1897, .	801	
		" in month of Nov., 1897, . .	—	801
		Number withdrawn to 31st Oct., 1897, . . .	21,137	
		" in month of Nov., 1897, . .	35	21,172
		Total Number disposed of, .	—	45,639
		Remaining to be disposed of, .	—	1,296
Total, . .	46,935	Total, . . .	—	46,935

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st October, 1897, ...	4,734	Number heard to 31st Oct., 1897,	846	
" in month of November, 1897,	42	" in month of Nov., 1897, . . .	36	882
		Number dismissed or struck out to 31st October, 1897,	—	
		" in month of Nov., 1897, . . .	—	—
		Number withdrawn to 31st Oct., 1897, . . .	550	
		" in month of Nov., 1897, . . .	91	641
		Total Number disposed of, .	—	1,523
		Remaining to be disposed of, .	—	3,253
Total, . . .	4,776	Total, . . .	—	4,776

VII.—Purchase of Land (Ireland) Acts, 1885 and 1888.

—	Number.	Amount.
Loans applied for to 31st October, 1897, ...	29,636	11,452,028
" in November, 1897, ...	—	—
	29,636	11,452,028
Deduct Applications refused, . . .	3,813	1,456,977
	25,823	9,995,051
Loans sanctioned to 31st October, 1897, ...	25,823	9,992,504
Loans sanctioned in month of November, 1897, ...	—	—
	25,823	9,992,504
Loans issued to 31st October, 1897.	25,361	9,991,635
Loans issued in month of November, 1897, ...	—	—
	25,361	9,991,635

Printed image digitised by the University of Southampton Library Digitisation Unit

VIII.—Purchase of Land (Ireland) Act, 1891 and 1896.

——	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st October, 1897,	14,158	4,427,920		
„ in November, 1897,	409	296,162	14,567	4,724,082
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1885), to 31st October, 1897,	2,892	749,669		
„ in November, 1897,	—	—	2,892	749,669
„ (Section 40, Act, 1896), to 31st October, 1897,	—	—		
„ in November, 1897,	8	3,395	8	3,395
Total number of Loans applied for to 30th Nov., 1897,	—	—	17,467	5,477,146
Less applications refused to 30th November, 1897,	737	325,989		
„ „ in cases of Purchase of Estates (Section 5, Act, 1885), to 30th November, 1897,	898	270,826		
„ „ (Section 40, Act, 1896) to 30th November, 1897,	—	—	1,635	596,765
			15,832	4,880,381
Loans sanctioned to 31st October, 1897,	10,457	3,377,612		
„ in November, 1897,	214	63,960	10,671	3,441,572
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1885), to 31st October, 1697,	1,708	448,739		
„ in November, 1897,	—	—	1,708	446,739
„ (Section 40, Act, 1896), to 31st October, 1897,	—	—		
„ in November, 1897,	8	3,395	8	3,395
Total number of Loans sanctioned to 30th Nov., 1897,	—	—	12,387	3,898,706
Less applications rescinded by Order of Court to 30th November, 1897,	108	47,947		
„ in cases of Purchase of Estates (Section 5, 1885) to 30th November, 1897,	131	52,585		
„ (Section 40, 1896) to 30th November, 1897,	—	—	239	100,532
			12,148	3,793,174
Loans issued to 31st October, 1897,	8,142	2,638,334		
„ in November 1897,	198	62,236	8,340	2,700,570
„ in cases of Purchase of Estates (Section 5, Act, 1885), to 31st October, 1897,	1,438	358,058		
„ in November, 1897,	2	1,478	1,440	359,536
„ (Section 40, Act, 1896), to 31st October, 1897,	—	—		
„ in November, 1897,	8	3,395	8	3,395
„ in cases under the Redemption of Rent Act, to 31st October, 1897,	63	68,654		
„ in November, 1897,	—	—	63	68,654
„ pursuant to sec. 43 of the Land Law (Ireland) Act, 1896, to 31st October, 1897,	1	1,250		
„ in November, 1897,	—	—	1	1,250
			9,852	3,133,405

Printed image digitised by the University of Southampton Library Digitisation Unit

IX.—Redemption of Rent (Ireland) Act, 1891.

Applications received to 31st October, 1897, ...	1,241	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st October, 1897,	151	
„ in November, 1897, .	22	Number received in November, 1897, .	—	151
		Number of cases in which no Consents were received and which were treated as Applications to fix Fair Rents* to 31st October, 1897, . .	1,066	
		Number of cases in which time had expired for receiving consents in month of November, 1897, . .	4	1,070
				1,221
		Number of cases in which applications have been received but where time for lodgment of consent has not expired	—	42
Total,	1,263	Total, ...	—	1,263

* Applications treated as Fair Rent cases are also included in Fair Rent Table (c), page 3.

CIVIL BILL COURTS.

MONTH OF NOVEMBER, 1897.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 30th day of November, 1897.

I. Fair Rent.

(a) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1897, . .	30,946		Rents fixed to 31st Oct., 1897,	17,522	
Applications received in month of November, 1897, . . .	135	31,081	„ in month of Nov., 1897,	108	17,630
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st October, 1897, .	4,285		Applications dismissed or struck out to 31st Oct., 1897, . . .	3,925	
Applications received in month of November, 1897, . . .	10	4,295	„ in month of Nov., 1897,	24	3,949
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st October, 1897,	2,460		Applications withdrawn* to 31st October, 1897, .	477	
Applications received in month of November, 1897, . . .	1	2,461	„ in month of Nov., 1897,	3	480
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 31st October, 1897, . .	50		Applications transferred to Irish Land Commission Court to 31st Oct., 1897, . . .	11,470	
Applications received in month of November, 1897, . .	5	55	„ in month of Nov., 1897,	38	11,508
			Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 31st Oct., 1897, ...	20	
			„ in month of Nov., 1897,	4	24
Total, . .	—	37,893	Total disposed of, .	—	33,591

Printed image digitised by the University of Southampton Library Digitisation Unit

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st October, 1897,		2,281	Rents fixed to 31st Oct., 1897,	411	
			" in month of Nov., 1897,	77	488
Applications received in month of Nov., 1897,		487	Applications dismissed or struck out to 31st Oct., 1897,	27	
			" in month of Nov., 1897,	20	47
			Applications withdrawn* to 31st October, 1897,	21	
			" in month of Nov., 1897,	34	55
			Applications transferred to Irish Land Commission, to 31st Oct., 1897,	1,178	
			" in month of Nov., 1897,	237	1,415
Total,		2,768	Total disposed of,	—	2,005

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st October, 1897,	7,284
Do., do. in month of November, 1897,	2
Total,	7,286

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 31st October, 1897,	44
Do., do., do., in month of November, 1897,	—
Total,	44

II.—Miscellaneous Originating Notices.†

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st October, 1897,	326	
			" in month of Nov., 1897,	7	333
Applications received to 31st October, 1897,	599		Transferred to Irish Land Commission Court to 31st Oct., 1897,	37	
Applications received in month of November, 1897,	3	602	Transferred in month of Nov., 1897,	—	37
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st October, 1897,	3				
Applications received in month of November, 1897,	—	3			
Total,	—	605	Total disposed of,	—	370

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

Printed image digitised by the University of Southampton Library Digitisation Unit

III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887,"—sec. 2).—Form 80.

Number of Applications received to 23rd February, 1888,* . . .	6	Leases or Grants declared void to 31st Oct., 1897,	—	
		„ in month of Nov., 1897, .	—	—
		Applications dismissed or struck out to 31st Oct., 1897, . .	6	
		„ in month of Nov., 1897,	—	6
		Applications withdrawn or compromised to 31st October, 1897, .	—	
		„ in month of Nov., 1897,	—	—
		Applications transferred to Irish Land Commission Court to 31st October, 1897, .	—	
		„ in month of Nov., 1897,	—	—
Total, . . .	6	Total disposed of,	—	6

* The time Limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—Applications by Middleman claiming to be entitled to surrender his holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st October, 1897, . .	22	Applications granted to 31st Oct., 1897 . .	3	
„ in month of November, 1897,	—	„ in month of Nov., 1897,	—	3
		Applications dismissed or struck out to 31st Oct., 1897, . .	4	
		„ in month of Nov., 1897,	—	4
		Applications withdrawn to 31st Oct., 1897, .	1	
		„ in month of Nov., 1897, .	—	1
		Applications transferred to Irish Land Commission Court to 31st October, 1897, .	3	
		„ in month of Nov., 1897, .	—	3
Total, . . .	22	Total disposed of, .	—	11

Irish Land Commission,
12th *December*, 1897.

JOHN H. FRANKS.

Printed for Her Majesty's Stationery Office,
By Alex. Thom & Co. (Limited), 87, 88, & 89, Abbey-street
The Queen's Printing Office.

Printed image digitised by the University of Southampton Library Digitisation Unit